

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WISCONSIN**

KEVIN GERARD MIMS,

Plaintiff,

v.

GRIFOLS, DAVID IAN BELL, DONA
FEEK, and SHINJI WADE,

Defendants.

Case No. 18-CV-866-JPS

ORDER

On June 11, 2018, Magistrate Judge William E. Duffin granted Plaintiff's motion for leave to proceed *in forma pauperis*. (Docket #4). Magistrate Duffin then screened Plaintiff's complaint pursuant to 28 U.S.C. § 1915, which requires the court to determine whether a complaint filed *in forma pauperis* is legally sufficient to proceed. *Id.* Finding no viable claim for relief in Plaintiff's allegations as pleaded, Magistrate Duffin ordered that Plaintiff file an amended complaint by July 6, 2018. *Id.* at 4–7. He warned Plaintiff that failure to file an amended complaint would result in dismissal of this action. *Id.* at 6. To date, Plaintiff has not filed an amended complaint.

Therefore, on July 16, 2018, Magistrate Duffin issued a recommendation to this Court that Plaintiff's complaint be dismissed. (Docket #5). The time for objecting to the recommendation has passed and none has been received. *See* Fed. R. Civ. P. 72; Gen. L. R. 72(c). The Court has considered the recommendation and, in light of its agreement with Magistrate Duffin's analysis and without objection from Plaintiff, will adopt it.

Accordingly,

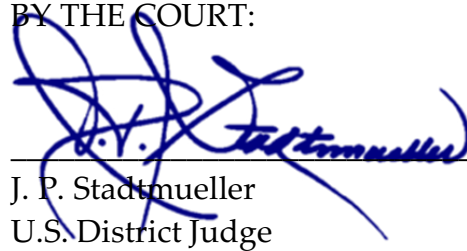
IT IS ORDERED that Magistrate Judge William E. Duffin's report and recommendation (Docket #5) be and the same is hereby **ADOPTED**; and

IT IS FURTHER ORDERED that this action be and the same is hereby **DISMISSED with prejudice**.

The Clerk of the Court is directed to enter judgment accordingly.

Dated at Milwaukee, Wisconsin, this 6th day of August, 2018.

BY THE COURT:



J. P. Stadtmueller
U.S. District Judge